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*Attorneys for Plaintiff Snow Covered Capital, LLC*

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

SNOW COVERED CAPITAL, LLC,

Plaintiff

vs.

JODI FONFA, et al,

Defendants

Case No 2:22-cv-01181-CDS-BNW

**Order Granting Stipulation Regarding  
Motion to Dismiss Briefing**

[ECF No. 179]

Plaintiff Snow Covered Capital, LLC (“SCC”) and Defendants Evan Fonfa and the Evan Fonfa 2018 Trust (collectively “Evan”), acting by and through their counsel of record, hereby stipulate and agree as follows:

**WHEREAS**, Defendant Evan Fonfa served his “Motion to Dismiss Second Amended Complaint” [ECF No. 159] on February 13, 2024; and

1           **WHEREAS**, in the normal course of events, SCC's response to Evan's Motion to Dismiss  
2 would be due on February 27, 2024; and

3           **WHEREAS**, Defendants Jodi Fonfa and Defendant Evan Fonfa agreed to allow Plaintiff  
4 SCC up to March 22, 2024 to respond to Evan's Motion to Dismiss; and

5           **WHEREAS**, Plaintiff SCC filed its response to Evan's Motion to Dismiss on March 22,  
6 2024 (ECF No. 177) which accidentally included a 25<sup>th</sup> page; and

7           **WHEREAS**, Defendant Evan has requested an additional week to reply to SCC's response  
8 brief; and

9           **WHEREAS**, SCC has agreed that Defendant Evan may have until April 5, 2024 to reply to  
10 SCC's response brief and may have up to five (5) additional pages to do so, if that proves necessary;  
11 and

12           **WHEREAS**, Defendant Evan has no objection to the additional pages of SCC's response  
13 brief,

14           **NOW, THEREFORE, THE PARTIES STIPULATE AND AGREE** that:

- 15           1. The due date for Evan's reply to SCC's response brief (ECF No. 177) is now extended to  
16           April 5, 2024; and
  - 17           2. The parties' page limits are extended as follows:
    - 18           a. SCC's 25-page response brief is approved by Evan; and
    - 19           b. SCC approves up to five (5) additional pages for Evan's reply brief, should those  
20           additional pages be necessary.
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1 Dated: March 28, 2024.

Respectfully submitted,

3 /s/ Chelsey B. Gonzalez  
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7 *Attorneys for Defendants Evan Fonfa; The*  
 8 *Evan Fonfa 2018*  
*Trust dated December 26, 2018; and Evan*  
 9 *Fonfa*  
*as Trustee on behalf of The Evan Fonfa*  
 10 *2018 Trust*  
 11 *dated December 26, 2018*

/s/ James D. McCarthy  
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-- and --

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*Attorneys for Plaintiff Snow Covered Capital*  
*LLC*

### 18 ORDER

19  
 20 It is ordered that defendant Evan shall have until Friday, April 5, 2024 to respond to SCC's  
 21 brief in response (ECF No. 177) to Evan's Motion to Dismiss (ECF No. 159); and it is further  
 22 ordered that SCC is given leave to file a 25 page response; and defendant Evan is given leave to  
 23 file a reply brief of up to five additional pages as of the new reply date.

24 Dated: March 29, 2024

25  
 26   
 27 UNITED STATES DISTRICT JUDGE  
 28